

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence for Application No. 10/561,123 is being electronically transmitted to the Commissioner for Patents via EFS-WEB, on October 19, 2006

/Kevin G. Rooney/
Kevin G. Rooney, Reg. No. 36,330

October 19, 2006
Date

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Boydan Joseph Mudryk et al.
Serial No: 10/561,123
Filing Date: December 15, 2005
Title: ROADSIDE POST
Conf. No.: 5935
Atty Docket: SPRU-03

Cincinnati, Ohio 45202

October 19, 2006

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Notification of Missing Requirements under 35 U.S.C. § 371 mailed September 1, 2006. That Notification requested that Applicants provide an English translation of the application. Please note, however, that this application was filed in English and, therefore, Applicants' counsel believes that all requirements were met upon filing of this application and that no fees are due at this time. Applicants' counsel has attached a copy of the publication for PCT/AU2004/000772. Applicants' counsel left a voice mail message for Patricia Booker on September 18, 2006 to resolve this issue but has received no response.

Applicants do not believe that any other fees are due in connection with this response. However, if such petition is due or any fees are necessary, the Commissioner may consider this to be a request for such and charge any necessary fees to deposit account 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

/Kevin G. Rooney/

Kevin G. Rooney

Reg. No. 36,330

2700 Carew Tower
441 Vine Street
Cincinnati, OH 45202
(513) 241-2324



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/561,123	Boydan Joseph Mudryk	SPRU-03

INTERNATIONAL APPLICATION NO.

PCT/AU04/00772

I.A. FILING DATE

PRIORITY DATE

06/10/2004

06/23/2003

26875
 WOOD, HERRON & EVANS, LLP
 2700 CAREW TOWER
 441 VINE STREET
 CINCINNATI, OH 45202

CONFIRMATION NO. 5935

371 FORMALITIES LETTER



OC000000020275311

Date Mailed: 09/01/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/15/2005
- Copy of the International Search Report filed on 12/15/2005
- Preliminary Amendments filed on 12/15/2005
- Information Disclosure Statements filed on 12/15/2005
- Oath or Declaration filed on 12/15/2005
- Small Entity Statement filed on 12/15/2005
- U.S. Basic National Fees filed on 12/15/2005

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The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$-70** for a Small Entity:

- \$130 for English translation surcharge required.

(A previous payment of \$200 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/561,123	PCT/AU04/00772	SPRU-03

FORM PCT/DO/EO/905 (371 Formalities Notice)